IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.47770 of 2008
BANTI @ BANTI KUMAR @ BANTI SHARMA
@ MANISH SHARMA

Versus

STATE OF BIHAR

For the Petitioner :Mr.Manish Kumar No.2
For the State :Mr.Abhimanyu Sharma, APP

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2. 16.12.2008 Heard.

The petitioner seeks bail in a case instituted under sections 306 and 34 of IPC.

As per the prosecution case, the marriage in question has taken place about 18 years ago. The skirmishes in family had occurred several years thereafter. The FIR indicates that on certain occasions the informant came to the house of his daughter and made allegations that the entire in-laws of the deceased had committed offence.

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Counsel for the petitioner submits that so far as this petitioner is concerned, he is the son of the Bhainsoor (elder brother of the husband of the deceased). It is further submitted that there is no direct evidence so far as this petitioner is concerned. It is also submitted that considering the special features of the case, the father-in-law, namely, Ram Yash Sharma has been granted anticipatory bail by this Court in Cr.Misc.No.34124 of 2008, vide order dated 27.8.2008.

Admittedly, the chargesheet has been submitted in the case under section 306/34 IPC.

Considering all the aspects of the matter appearing from the record, this Court is inclined to enlarge the petitioner on bail.

Accordingly, the petitioner, abovenamed is directed to be released on bail on furnishing bail bond of Rs.10,000/- with two sureties of the like amount each to the satisfaction of CJM, Gaya in Konch p.s.case no. 41 of 2008.

(Kishore K. Mandal)

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